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18 Purchaser Class*

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NORTHERN DISTRICT OF CALIFORNIA  
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ALL INDIRECT PURCHASER ACTIONS

1 Pursuant to this Court's Order Granting Final Approval of Indirect Purchaser Plaintiffs'  
2 Settlement with Defendants Samsung Electronics Co., Ltd., Toshiba Corporation and Toashiba  
3 Samsung Storage Technology Corporation, Granting Motion for Attorney Fees and Expenses, and  
4 Denying Objections (ECF No. 2889), indirect purchaser plaintiffs hereby submit as Attachment A  
5 the excerpt from Hagen Berman's *In Camera* Submission in Support of Appointment as Interim  
6 Lead Counsel for Indirect Purchasers, originally submitted May 13, 2010.

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8 DATED: July 22, 2019

HAGENS BERMAN SOBOL SHAPIRO LLP

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10 By s/ Shana E. Scarlett  
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# ATTACHMENT A

1                   **1.       Hagens Berman's Proposal for Attorneys' Fees and Costs**

2                   In considering competitive bids from counsel, “[j]udges don’t look for the lowest bid; they  
 3 look for the best bid -- just as any private individual would do in selecting a law firm, an  
 4 advertising firm, or a construction company.” *In re Synthroid Mktg. Litig.*, 264 F.3d 712, 720 (7th  
 5 Cir. 2001). But the relationship between attorneys’ fees and recovery to the class is a complex one,  
 6 where courts often strive to align the interests of counsel and the class. This Court has previously  
 7 expressed its belief “that a ‘percentage of recovery fee’ calculation holds the best promise of  
 8 harmonizing the interests of the class and its future counsel.” *Wenderhold v. Cylink Corp.*, 188  
 9 F.R.D. 577, 587 (N.D. Cal. 1999). Based on this Court’s rulings in other cases, Hagens Berman  
 10 submits the following chart proposing percentage-based attorneys’ fees (including costs) based on  
 11 recovery from each defendant at various stages of the case and over various recoveries for the  
 12 class:

<b>HAGENS BERMAN'S PROPOSED ATTORNEYS' FEES AND COSTS</b>				
	<b>From Pleading Through Decision on Motion to Dismiss</b>	<b>After Motion to Dismiss Through Adjudication of Class Certification</b>	<b>After Adjudication of Summary Judgment</b>	<b>Through Trial Verdict and Final Appellate Determination</b>
First \$5,000,000	0%	0%	0%	0%
\$5,000,001- \$25,000,000	5%	14%	14%	14%
\$25,000,001- \$50,000,000	4%	13%	13.25%	14%
\$50,000,001- \$75,000,000	3%	12%	13%	14%
\$75,000,001- \$100,000,000	2.5%	11.5%	12.5%	13.5%
\$100,000,001- \$200,000,000	2%	10%	11%	12%
\$200,000,001- \$400,000,000	1.5%	7%	8%	9%
\$400,000,001 and above	1%	5%	6%	7%